



**COSTA MESA SANITARY DISTRICT  
MINUTES OF BOARD OF DIRECTORS REGULAR MEETING  
FEBRUARY 8, 2006**

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**CALL TO ORDER**

The Board of Directors of the Costa Mesa Sanitary District met in regular session on February 8, 2006, at 6:00 p.m. at 628 W. 19<sup>th</sup> Street, Costa Mesa.

President Ferryman called the meeting to order at 6:00 p.m.

**PLEDGE OF ALLEGIANCE**

Director Schafer led the Pledge of Allegiance.

**INVOCATION**

Director Woodside gave the invocation.

**ROLL CALL**

**DIRECTORS PRESENT:**

James Ferryman, Greg Woodside, Art Perry, Arlene Schafer, Dan Worthington

**DIRECTORS ABSENT:**

None

**STAFF PRESENT:**

Robin B. Hamers, Manager/District Engineer; Alan Burns, Legal Counsel; Tom Fauth, Assistant Manager; Joan Revak, Board Secretary/Program Manager/Clerk of the District; Wendy Davis, Treasurer; Sherry Kallab, Accountant; Denise Gilbert, Permit Processing Specialist; Debbie Bjornson, Permit Processing Specialist; Karl Dulake, Maintenance Supervisor

**OTHERS PRESENT:**

Gina Kevillian, 2414 Niagara Way, Costa Mesa



..... **CONSENT CALENDAR** .....

Director Schafer motioned to approve the Consent Calendar as presented.  
Director Perry seconded. Motion carried 5-0.

**REPORTS**

**MINUTE APPROVAL**

Minutes of Recycling Committee Meeting – January 9, 2006	The Minutes of the Recycling Committee Meeting of January 9, 2006, were approved as distributed.
Minutes of Regular Committee Meeting – January 12, 2006	The Minutes of the Regular Meeting of January 12, 2006, were approved as distributed.
Minutes of City/Districts Liaison Committee Meeting – January 27, 2006	The Minutes of the City/Districts Liaison Committee Meeting of January 27, 2006 were approved as distributed.

**MANAGER’S REPORTS**

Refunds	There were no refunds for the month of January 2006.
Occupancy Report and Payment of \$194,955.08 to Costa Mesa Disposal – February 2006	<p>The Trash Occupancy Count documented an increase of 7 units for the occupancy report for solid waste collection as of February 1, 2006. Therefore, the total for February is 21,294.</p> <p>Board directed Staff to prepare a warrant for \$194,955.08 to Costa Mesa Disposal on March 1, 2006, for February 2006 collection count of 21,294.</p>
Monthly Spill Report to Regional Water Quality Control Board (RWQCB)	The Monthly Spill Report to the Regional Water Quality Control Board (RWQCB) for January 2006 was accepted as submitted.



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Minutes of Staff Meeting – January 18, 2006      Minutes of the CMSD Office Staff Meeting held on January 18, 2005 were accepted as submitted.

**ENGINEER’S REPORTS**

Project Status Report      The Project Status Report for February 2006 was accepted as submitted.

**TREASURER’S REPORTS**

Financial Report as of January 31, 2006      The Financial Report as of January 31, 2006 was continued to the March 2006 regular meeting.

Treasurer’s Report as of January 31, 2006      The Treasurer’s Report as of January 31, 2006 was accepted as submitted

Warrant 2006-8 for December 2005 in the amount of \$611,866.07      Warrant Resolution #CMSD 2006-8 was approved, authorizing the President and Secretary to sign the warrant ratifying the payment of certain claims and demands, and specifying the funds out of which the same were paid in the amount of \$611,866.07

Directors Expenses for the Month of January 2006      Director Compensation and Expense Reimbursement for the Month of January 2006 were approved and ratified as follows:

Director Ferryman: \$510.00  
Director Perry: \$340.00  
Director Schafer: \$1,020.00 + \$27.90  
Director Woodside: \$510.00  
Director Worthington: \$680.00 + \$215.41

..... **END OF CONSENT CALENDAR** .....

**WRITTEN COMMUNICATIONS**

There were no written communications.

**PUBLIC COMMENTS**

There were no public comments made.



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## **MANAGER'S REPORTS**

### **FIELD MAINTENANCE SERVICES**

Mr. Hamers reported the District field maintenance operation is working better than ever with the conscientious efforts of the District's Field Maintenance Supervisor Karl Dulake and the two contractors, National Plant Services and Jimni Systems.

### **CMSD STRATEGIC PLAN**

#### **YEAR 2005 STRATEGIC PLANNING ACTION ITEMS**

The Year 2005/2006 Strategic Planning Action Items list was presented. Director Worthington requested a review of Item 3.1 (*9/80 Work Schedule with Headquarters Closed Every Other Friday*) of the Strategic Planning Action Items as a year has passed since the 9/80 work schedule was implemented. Mr. Hamers responded that the subject was discussed at the District Staff meeting held on January 18, 2006 and a survey of Orange County cities/agencies was taken on 9/80 plans when the subject was studied a year ago. Staff will provide an update on the matter and report to the Board at the March 2006 regular meeting. Mr. Hamers stated it is a benefit for the employees as well as the District as it allows personnel to take care of personal business without taking time away from the office on normal work days. Mr. Hamers pointed out that his office is open five days a week and he is available every Friday. Ms. Davis reported the Maintenance Supervisor works every Friday and is available on the office staff flex Fridays. Ms. Davis also pointed out that plans from the City are picked up at City Hall by CMSD personnel which generally precludes the necessity of the public coming into CMSD headquarters. Additionally, Ms. Davis advised with the small staff of five, a staggered flex Friday is not workable as, conceivably one person could be required to cover the office should another employee call in sick or be on vacation. Director Woodside pointed out that the flex schedule is an attractive benefit when hiring new employees. Mr. Fauth reported when there is a situation where a holiday falls on the flex day, staff banks the hours in lieu of taking the previous day off which is how the City of Costa Mesa operates. Director Perry suggested the topic be re-examined. President Ferryman suggested staff monitor the 9/80 schedule and ensure the appropriate messages are in place on the voice mail so that callers are made aware of how to get in touch with CMSD staff should an emergency arise on a flex Friday. President Ferryman stated it is Management's job to monitor and to report to the Board if there are complaints from the public on the closure of the office on flex Fridays. Mr. Hamers stated he has received no complaints. Staff will provide an updated report to the Board at the March regular meeting. Director Perry motioned to receive and file the Year 2005/2006 Strategic Planning Action Items. Director Schafer seconded. Motion carried 5-0.



### **NEW DISTRICT HEADQUARTERS**

Mr. Hamers reported Staff has moved up the schedule for improvements to the building and Mr. Fauth, Ms. Davis and Ms. Revak are involved in the process of obtaining quotes on a new roof, painting and landscape improvements. A chime has been installed at the front and rear doors to alert Staff when someone is entering the building. An improvement to the parking lot situation is being addressed. After the landscaping improvements are completed, signs will be posted to discourage DMV and Goodwill Industries customers from using the CMSD parking lot.

### **1780 Whittier Purchase Update**

Mr. Hamers advised the Board of the importance of the District obtaining a Yard so that CMSD vehicles can be parked locally. Presently, the vehicles are being stored at National Plant in Long Beach. Staff is working on a mutual agreement with National Plant to allow the District Maintenance Supervisor to drive their vector truck.

Mr. Fauth reported the terms of the offer by the District to purchase the property at 1780 Whittier were accepted and a 60-day escrow was opened. Purchase is contingent upon a satisfactory Phase I report. A time-line of events was provided to the Board. Mr. Burns noted that Probate Court approval is required to close the escrow.

Ms. Davis reported the District will enter into a Tran agreement to allow purchase of the property. Ms. Davis and Mr. Hamers discussed using the fixture fees that are deposited in the Facilities Revolving Fund to purchase the building. Staff will request Board approval to transfer \$1,000,000 from fixture fee funds for the property acquisition.

Mr. Burns requested a copy of the contract and a copy of the check list as well as a copy of the appraisal of the property which should be filed with the Probate Court.

Mr. Dulake provided photographs of the Jimni facility exhibiting storage of CMSD equipment at their site.

### **RESPONSE FROM CR&R ON TRASH COLLECTION RATES**

Mr. Hamers reported a response was received from CR&R and Staff recommends setting a Special Meeting to discuss rates and ownership of the containers. A Special Meeting was scheduled for Monday, February 27 at 11:00 a.m.



### **RESCHEDULING OF REGULAR MEETING IN MARCH AND APRIL 2006**

The regular Board of Directors March meeting will be held on Thursday, March 23, 2006 at 6:00 p.m. The regular meeting for April will be held on Thursday, April 20, 2006 at 6:00 p.m.

### **RECYCLING REPORTS**

#### **WASTE DIVERSION REPORT – JANUARY 2006**

Ms. Revak reported the Waste Diversion Reports for January 2006 has not been received.

### **CONTRACT PAYMENT TO CR TRANSFER FOR RECYCLING SERVICES AND DISPOSAL**

#### **PAYMENT FOR JANUARY 2006 SERVICES**

Director Perry motioned to ratify contract payment to CR Transfer for recycling services and disposal for the month of January 2006 in the amount of \$180,444.12. Director Schafer seconded. Motion carried 5-0. Director Perry motioned to ratify contract payment to CR Transfer for recycling services and disposal for Santa Ana Heights for the month of January 2006 in the amount of \$10,190.21. Director Woodside seconded. Motion carried 5-0.

### **STANDARDIZED TRASH CONTAINER PROGRAM REPORTS**

Mr. Fauth presented a report on Standardized Containers and reported the cost for providing additional containers to residents is now \$55 for a 30 gallon, \$60 for a 60 gallon and \$70 for a 90 gallon. Approximately 30 units per month are being issued to residents.

In Mr. Shef's absence, the written Ordinance Enforcement Summary Report for the month of January 2006 was accepted.

### **CITY/DISTRICTS LIAISON COMMITTEE MEETING – JANUARY 27, 2006** **(DIRECTORS FERRYMAN AND WOODSIDE)**

The City of Costa Mesa hosted the Liaison Committee meeting. Mayor Mansoor suggested a reconsideration of the Committee meetings and it was agreed to hold the quarterly meetings on the third Friday of the month instead of the fourth Friday. The next meeting of the Committee will be held on Friday, March 17, 2006 at 7:30 a.m. at Mesa Consolidated Water District.



Topics discussed at the meeting included a status report on the City/Mesa Draft Cooperation Agreement; an update on the Poseidon Project; ocean water quality; land use changes in Costa Mesa and status of Westside GPA, Rezone and Urban Plans.

**JOINT MEETING WITH MIDWAY CITY SANITARY DISTRICT (MCSD) AT CMSD HEADQUARTERS**

Ms. Revak reminded the Board that Midway City Sanitary District will join CMSD Board and Staff in a Special Meeting on Thursday, February 9, 2006 at 6:00 p.m. at CMSD Headquarters.

**RECYCLING COMMITTEE – FRIDAY, FEBRUARY 10, 2006 – 7:30 A.M., CMSD BOARDROOM, 628 W. 19<sup>TH</sup> STREET, COSTA MESA, DIRECTORS WOODSIDE AND SCHAFER**

The Recycling Committee will meet on Friday, February 10, 2006 and a report on the February Recycling Committee meeting will be presented at the March 23, 2006 regular Board of Directors meeting.

## **ENGINEER'S REPORTS**

**WASTE DISCHARGE REQUIREMENTS – (WDR)**

**GENERAL UPDATE**

Mr. Hamers provided a brief update on the Steering Committee, the General Committee, and the State WDR. The proposed State WDR is out for public comments.

## **TREASURER'S REPORTS**

**WESTBLUFF PUMPING STATION ADDITIONAL APPROPRIATION**

Ms. Davis requested Board approval of an additional appropriation for the Westbluff Pumping Station improvement project, noting that United Pacific Development Company has contributed \$20,000 toward the project. Ms. Davis requested recognition of the \$20,000 as revenue to *Other Reimbursements (20-000000-3725)* and appropriate the \$20,000 to *Miscellaneous Sewer Work (20-200464-4300)*. Director Perry moved to approve the additional appropriation and recognize the associated revenue from the developer contribution. Director Schafer seconded. Motion passed 5-0.



## **ATTORNEY'S REPORT**

### **COSTA MESA DISPOSAL AND CR TRANSFER CONSOLIDATED AGREEMENT**

Mr. Burns reported a meeting with David Ronnenberg of CR&R occurred on Monday, January 31, 2006 for the purpose of finalizing the Master Agreement with CR&R, the parent company, and the entities, Costa Mesa Disposal and CR Transfer, responsible for trash hauling, recycling and transfer.

Also discussed was the Huntington Beach/Fountain Valley proposal by Rainbow Disposal to convert to a three-cart system and provide cans for the residents of the two cities. Also discussed was the possibility of the CMSD transferring ownership and responsibility for the trash cans to CR&R.

Mr. Burns advised that a revised contract is being prepared for review in approximately one month but is contingent on the results of the February 27, 2006 Special Meeting with CR&R.

### **RESOLUTION No. 2006-720 ORDERING THAT PUBLICATION OF ORDINANCE No. 55 HAS OCCURRED**

Mr. Burns presented CMSD Resolution No. 2006-720 Ordering that Publication of Ordinance No. 55 Addressing the Requirements of the Local Government Sunshine Bill has Occurred. Director Schafer motioned to approve Resolution No. 2006-720. Director Woodside seconded. Motion passed 5-0.

### **NATIONAL PLANT SERVICES AGREEMENT FOR SEWER LINE CLEANING**

Mr. Burns requested the item be continued.

### **JIMNI SYSTEMS INC. AGREEMENT FOR PUMPING STATION MAINTENANCE**

Mr. Burns requested the item be continued.

### **ENVIRONMENTAL ENGINEERING & CONTRACTING (EEC) AGREEMENT**

Mr. Burns requested the item be continued.

### **C&R DRAINS AGREEMENT**

Mr. Burns requested the item be continued.



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**LOCAL MEETINGS (INCLUDES REPORTS BY ALL DIRECTORS REPRESENTING THE DISTRICT)**

**ORANGE COUNTY SANITATION DISTRICT (OCSD)**

President Ferryman attended the January 25 2006 meeting of the Orange County Sanitation District with nothing significant to report.

**SANTA ANA RIVER FLOOD PROTECTION AGENCY**

Director Perry reported on the January 26, 2006 meeting of the Santa Ana River Flood Protection Agency. The Orange County Water District (OCWD) made a presentation on the role of Prado Dam for the ground water recharge operations in the Santa Ana River. The increased storage capacity of the Prado Basin, as a result of the raising of the dam, has increased the ability of the District to conserve more water that would otherwise flow to the ocean. OCWD also owns about 1200 acres of land in the Prado Basin that contains a managed wetlands that effectively reduces the level of nitrates in the stream flow of the river. The District has an ongoing contractual arrangement with the U. S. Army Corps of Engineers to operate the control gates at Prado Dam to maximize the conservation of water as well as to preserve the integrity of the flood control capability of the facility. Prado Dam, built in 1941, will continue to be a key vital project for the water supply to Orange County.

Additionally, Director Perry reported a presentation was given by Nadeem Majaj on the status of the ongoing repair work and the conservation study at Seven Oaks Dam. Aram Eftekhari and Lance Natsuhara of the County of Orange made presentations on the status of activities at Seven Oaks Dam. Repair work on the damaged tunnel facilities has been completed and the dam outlet works are fully functional. Testing of the gate operations will be resumed when there is an adequate supply of stored water behind the dam. Two new studies have been authorized for water conservation and water quality. The studies will be carried out together to maximize the capability of beneficially using the water for groundwater recharge in the downstream water spreading basins.

**INDEPENDENT SPECIAL DISTRICTS OF ORANGE COUNTY (ISDOC)**

Director Schafer reported on a meeting held in February 7, 2006. A new membership directory will be published. Steven Greenhut, Orange County Register Editorial Writer specializing in local issues, will speak at the March 30, 2006 Quarterly meeting.



**LOCAL AGENCY FORMATION COMMISSION (LAFCO)**

Director Schafer attended a LAFCO Strategic Planning session on January 27, 2006. A report on Municipal Services Reviews (MSRs) was given. In 2006 LAFCO will be working on South County. The City of Costa Mesa, the Costa Mesa Sanitary District and the Water District will be reviewed in 2006.

Bob Bauer, Mayor of Laguna Woods, is the new Chair of LAFCO and Vice Chair is Bill Campbell.

**CALIFORNIA SPECIAL DISTRICTS ASSOCIATION (CSDA)**

President Schafer traveled to Sacramento on February 3, 2006 for a Legislative Committee Meeting.

**CALIFORNIA ASSOCIATION OF SANITATION AGENCIES (CASA)**

**MID-YEAR CONFERENCE – JANUARY 18-21, 2006 AT INDIAN WELLS**

Director Schafer provided a written report on the CASA Mid-Year Conference at Indian Wells. Director Worthington seconded the report.

**MEETINGS OF: COSTA MESA CITY COUNCIL, OCCOG, WACO, CHAMBER OF COMMERCE**

**CHAMBER OF COMMERCE**

Director Schafer reported on the CMSD telephone book recycling program and awards presented to local schools.

**OCCOG**

Director Schafer attended a meeting on January 26, 2006. The topic was Transportation and Measure M.

**WACO**

Director Schafer was out of town for the WACO meeting.

Director Worthington reported on the January 27, 2005 WACO meeting. A representative from Jet Propulsion Laboratory gave an extensive report on weather forecasting, accurately forecasting the weather predictions for the year. He predicted the lowest recorded rainfall in history.



## **OLD BUSINESS**

Mr. Fauth brought up the subject of parking at District headquarters and showed photographs of homeless men sleeping in parking lot of the building next door.

## **NEW BUSINESS**

Mr. Fauth reported meeting with TRC to update the District website and enable CMSD staff to make future updates to the website

## **ORAL COMMUNICATIONS AND DIRECTOR COMMENTS**

There were no oral communications or Director comments.

## **ADJOURNMENT**

At 7:48 p.m., President Ferryman adjourned the meeting.

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**SECRETARY**

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**PRESIDENT**